

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4069

IN THE MATTER OF:

Served March 22, 1993

Application of MARYLAND COACH, )  
INCORPORATED, for a Certificate of )  
Authority -- Irregular Route )  
Operations )

Case No. AP-93-08

By application filed March 19, 1993, Maryland Coach, Incorporated (MCI or applicant), a Maryland corporation, seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

MCI's application includes information regarding, among other things, its corporate status, equipment, facilities, safety fitness, proposed tariff, finances, and regulatory compliance record. The application is available for inspection at the office of the Commission during its regular business hours.

MCI proposes to commence operations with three 47-passenger coaches. Applicant's proposed tariff contains transfer rates, hourly rates, mileage rates and overnight rates. The transfer rates cover service to Baltimore-Washington International Airport (BWI), which is outside the Commission's jurisdiction. Moreover, it is unclear how the mileage rates and overnight rates would apply to travel within the Metropolitan District. Applicant will be directed to remove the rate for service to BWI and clarify when the mileage and overnight rates apply to travel within the Metropolitan District, or remove them if they do not apply.

In determining whether to grant or deny an application for a certificate of authority, the Compact at Title II, Article XI, Section 7 requires that the Commission determine whether an applicant is fit, willing, and able to perform the transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and whether the transportation is consistent with the public interest. Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of MCI's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

1. That Maryland Coach, Incorporated, shall publish once in a newspaper of general circulation in the Metropolitan District, no later than Friday, April 2, 1993, notice in the form prescribed by the staff of the Commission.

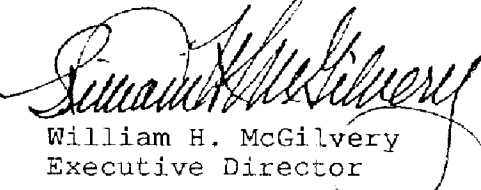
2. That Maryland Coach, Incorporated, shall file with the Commission, no later than Friday, April 23, 1993, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That Maryland Coach, Incorporated, shall file with the Commission, no later than Friday, April 2, 1993, an original and four copies of an amended proposed tariff excluding the rate for service to BWI and clarifying when the mileage and overnight rates apply to travel within the Metropolitan District, or excluding those rates if they do not apply.

4. That any person wanting to protest the application, in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), or comment on the application, in accordance with Regulation No. 54-04(a), shall file such protest or comment at the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than Friday April 23, 1993, and shall simultaneously serve a copy of such protest or comment on applicant's representative, Jimmie U. Gary, President, Maryland Coach, Incorporated, 1306 Fairfield Drive, Forestville, MD 20747.

5. That any person seeking a formal oral hearing on this matter, in accordance with Commission Regulation No. 54-04(b), shall request one no later than Friday, April 23, 1993, and shall simultaneously serve a copy of such request on applicant's representative, Jimmie U. Gary, President, Maryland Coach, Incorporated, 1306 Fairfield Drive, Forestville, MD 20747.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director